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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARQUES AVONTA BUTLER,

Defendant,

Case No.: 2:17-cr-00167-JAD-NJK

**STIPULATION TO CONTINUE
REVOCATION DATE**

(First Request)

IT IS HEREBY STIPULATED AND AGREED by and between JASON M. FRIERSON, United States Attorney, and ALLISON REESE, Assistant United States Attorney, counsel for the United States of America, and TODD M. LEVENTHAL, ESQ., counsel for MARQUES AVONTA BUTLER that the Revocation date scheduled for March 20, 2023, at the hour of 3:00 p.m. be vacated, and set to a date and time convenient to this Court, but not sooner than ninety (90) days.

The Stipulation is entered into for the following reasons:

1. The defendant is out of custody and does not object to the continuance.
2. Mr. Leventhal has spoken to Ms. Reese, Assistant United States Attorney and both parties agree to the continuance.
3. The requested time is not for purposes of delay, but merely to allow counsel for defendant sufficient time within which to be able to effectively and complete presentencing issues related to the final revocation hearing.

This is the First stipulation to continue the Revocation date.

DATED: MARCH 15, 2023

Submitted By: LEVENTHAL & ASSOCIATES, PLLC

By /s/ Todd M Leventhal

TODD M. LEVENTHAL
Counsel for Marques Avonta Butler

By /s/ Allison Reese

ALLISON REESE
Assistant United States Attorney

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**FINDING OF FACT, COCLUSION OF
LAW, AND ORDER**
(First Request)

FINDINGS OF FACT

Based on the pending stipulation of counsel, and good cause appearing therefore, the
Court finds that:

1. The defendant is in custody and does not object to the continuance.
2. Mr. Leventhal has spoken to Ms. Reese, Assistant United States Attorney and both parties agree to the continuance.
3. The requested time is not for purposes of delay, but merely to allow counsel for defendant sufficient time within which to be able to effectively and complete presentencing issues related to the final revocation hearing.

CONCLUSIONS OF LAW

The ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial because the failure to grant it would likely result in a miscarriage of justice. This continuance is excludable under the Speedy Trial Act, Title 18 U.S.C. § 3161 (h)(7)(A) based on the factors outlined in §161(h)(7)(B)(i), (iv).

ORDER

IT IS FURTHER ORDERED that the sentencing currently scheduled for March 20, 2023 at the hour of 3:00 p.m., is vacated and continued to June 26, 2023, at 10:00 a.m.

DATED: March 17, 2023.

BY:  _____
UNITED STATES DISTRICT JUDGE